

# **EXHIBIT 6**

COPY

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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----x

SLY MAGAZINE, LLC,

Plaintiff,

-against-

No. 05-CV-3940 (RCC)

WEIDER PUBLICATIONS L.L.C. and

AMERICAN MEDIA, INC.,

Defendants.

-----x

DEPOSITION OF JOHN D. SWIDER

New York, New York

Tuesday, December 13, 2005

Reported by:

AYDIL M. TORRES

JOB NO. 180208

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John D. Swider

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on sale?

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**A. The December issue of Sly, I believe it was on sale 12/26. It was printed, I want to say, the last week of November and was trafficked to our wholesalers on December 1st.**

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Q. When you say the December issue was on sale, you're testifying today, which is December 13th?

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**A. Right.**

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Q. Do you want to correct that? Isn't it true that the magazine is not on sale today because you testified --

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MS. KOHLMANN: I'm going to object as to form.

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You can answer.  
Q. You testified that it's on sale, sir, on December 26th, which is two weeks from today?

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**A. Right. It is -- in our business, it is on sale December 26th. Production, manufacturing made the magazine and shipped it on 12/1.**

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Q. It's not on sale today?